

SEP 16

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ORLANDO COLON, TALIBUN NOOR, HENRI  
DRAGOTI, THEOFANIS KOUTSLAFTIS,  
STEPHEN KURUVILLA, SERGIO ORTIZ,  
VASSILIOS PANTAZIS, MARIAN SEPCARU,  
and VARGHESE THOMAS, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

HILTON WORLDWIDE, INC. d/b/a THE  
WALDORF=ASTORIA, f/k/a HILTON  
HOTELS CORPORATION,

Defendant.

10 CIV 1575 (RJH)

ECF CASE

**STIPULATION OF DISMISSAL  
WITHOUT PREJUDICE**

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 9/24/10

IT IS HEREBY STIPULATED AND AGREED, pursuant to Federal Rule of Civil  
Procedure 41, that this action is hereby dismissed without prejudice, with each side to bear  
its/their own costs. The parties agree that the statute of limitations shall be tolled for the claims  
in the Amended Class Action Complaint (Docket Entry 14) from February 25, 2010 through and  
including the date of filing of this stipulation as to all persons who worked as Banquet Servers at  
private dining events at The Waldorf=Astoria Hotel between February 22, 2004 and the date this  
stipulation is filed. The statute of limitations shall resume running as to such claims on the date  
after this stipulation is filed.

Dated: September 13, 2010

Respectfully submitted,

Justin M. Swartz  
jms@outtengolden.com

Respectfully submitted,

Matthew W. Lampe  
mwlampe@jonesday.com

NY1-4306202v1

*Matthew W. Lampe* 9/24/10  
U.S.D.J.  
The case is referred to close the case